

**Tuesday, January 27, 2004**

**STATEMENT OF PROCEEDINGS FOR THE  
REGULAR MEETING OF THE BOARD OF SUPERVISORS  
OF THE COUNTY OF LOS ANGELES HELD IN ROOM 381B  
OF THE KENNETH HAHN HALL OF ADMINISTRATION  
500 WEST TEMPLE STREET, LOS ANGELES, CALIFORNIA 90012**

**9:30 AM**

Present: Supervisor Gloria Molina, Supervisor Yvonne B. Burke, Supervisor Zev Yaroslavsky, Supervisor Michael D. Antonovich and Chairman Don Knabe

Invocation was led by The Reverend Paul Kloth, Pastor, Hollywood Lutheran Church, Los Angeles.

Pledge of Allegiance was led by Robert Clayton, Chief, Veterans Services Division, Department of Military and Veterans Affairs.

**THE FOLLOWING ITEMS WERE PRESENTED TO THE BOARD FOR CONSIDERATION  
AND THE BOARD TOOK ACTIONS AS INDICATED IN BOLD .**

Video Transcript Link for Entire Meeting (03-1075)

[Video Transcript](#)

**THE FOLLOWING ITEMS WERE PRESENTED TO THE BOARD FOR CONSIDERATION  
AND THE BOARD TOOK ACTIONS AS INDICATED IN BOLD .**

**NOTICES OF CLOSED SESSION**

**The Board met in Closed Session to discuss the following:**

**CS-1. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

(Subdivision (a) of Government Code Section 54956.9)

Susan Rodde, et al. v. Diana Bonta, County of Los Angeles, et al., United States District Court, Central District of California, Case No. CV 03 1580

Harris et al. v. Board of Supervisors et al., Los Angeles Superior Court Case No. BS 08 1860; United States District Court Case No. CV 03 2008

Union of American Physicians and Dentists, et al. v. County of Los Angeles, et al., Los Angeles Superior Court Case No. BS 083 853

**These lawsuits challenge the closure of Rancho Los Amigos National Rehabilitation Center and High Desert Hospital, and alleged curtailments at LAC+USC Medical Center and MLK/Drew Medical Center. (03-1392)**

**NO REPORTABLE ACTION WAS TAKEN**

**CS-2. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

(Subdivision (a) of Government Code Section 54956.9)

Cemex, Inc. v. County of Los Angeles, United States District Court Case No. CV 02 00747 (CAS)

**This is a lawsuit challenging the County's denial of a permit to mine sand and gravel in the Soledad Canyon area. (03-3118)**

**NO REPORTABLE ACTION WAS TAKEN**

[See Final Action](#)

[Consent Decree](#)

**CS-3. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**

(Subdivision (a) of Government Code Section 54956.9)

Terry Anderson, et al. v. Thomas L. Garthwaite, MD, et al., Los Angeles Superior Court Case No. BS 086 042 (03-3038)

**REPORT OF ACTION TAKEN IN CLOSED SESSION:**

**THE BOARD AUTHORIZED ITS LEGAL COUNSEL TO DEFEND THE LAWSUIT AS REFERENCED IN THE JANUARY 27, 2004 AGENDA UNDER CS-3.**

[See Final Action](#)

Absent: Supervisor Knabe

Vote: No: Supervisor Antonovich

**CS-4. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**  
(Subdivision (c) of Government Code Section 54956.9)

Initiation of litigation (one case) (04-0105)

**NO REPORTABLE ACTION WAS TAKEN**

**CS-5. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**  
(Subdivision (c) of Government Code Section 54956.9)

Initiation of litigation (one case) (04-0344)

**NO REPORTABLE ACTION WAS TAKEN**

**CS-6. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**  
(Subdivision (b) of Government Code Section 54956.9)

Significant exposure to litigation (three cases) (04-0122)

**NO REPORTABLE ACTION WAS TAKEN**

**CS-7. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**  
(Subdivision (b) of Government Code Section 54956.9)

Significant exposure to litigation (twelve cases) (04-0152)

**NO REPORTABLE ACTION WAS TAKEN**

**CS-8. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**  
(Subdivision (b) of Government Code Section 54956.9)

Significant exposure to litigation (seven cases) (04-0306)

**NO REPORTABLE ACTION WAS TAKEN**

**CS-9.CONFERENCE WITH LABOR NEGOTIATORS**

(Government Code Section 54957.6)

Agency designated representatives: David E. Janssen, Chief Administrative Officer, and designated staff

Employee Organization(s) for represented employees: The Coalition of County Unions, AFL-CIO; Local 660, SEIU, AFL-CIO; Union of American Physicians and Dentists; Guild For Professional Pharmacists; Peace Officers Counsel of California; Association of Public Defender Investigators; and Los Angeles County Association of Environmental Health Specialists; and

Unrepresented employees (all) (03-2515)

**NO REPORTABLE ACTION WAS TAKEN**

**CS-10.DEPARTMENT HEAD PERFORMANCE EVALUATIONS**

(Government Code Section 54957)

Consideration of Department Head performance evaluations (03-2917)

**NO REPORTABLE ACTION WAS TAKEN**

**SET MATTERS**

9:30 a.m.

Presentation of plaque to the Honorable Mauricio Enrique Ruano Martinez commemorating his appointment as Consul General of El Salvador in Los Angeles, as arranged by the Chairman.

Presentation of scroll to John Stranger and Lisa Holman of Drug-Free Southern California and representatives from the Los Angeles Unified School District in recognition of their efforts to reduce substance abuse and to provide the County's youth with safe and healthy alternatives to drug use, as arranged by the Supervisors Knabe and Molina.

Presentation of scroll to Captain Michael J. Murray, Los Angeles County Fire Department, upon his retirement after 31 years of County Service, as arranged by Supervisor Knabe.

Presentation of scroll to Captain H. Russell Collins of the Los Angeles County Sheriff's Department commending him on his 32 years of service and extending to him best wishes on his retirement, as arranged by Supervisor Antonovich.

Presentation of scroll to Brian Kito, third generation owner of the little Tokyo sweet

shop Fugetsu-Do, congratulating the Japanese delicacy store on its 100th Anniversary, as arranged by Supervisor Antonovich.

Presentation of pets to the television audience for the County's Pet Adoption Program, as arranged by Supervisor Antonovich.

Presentation of scrolls to the L.A. Child Guidance Clinic recipient of the 2003 Norbert and Charlotte Rieger Service Program Award for Excellence and David L. Hirsch, Member of the Board of Directors of the L.A. Child Guidance Clinic in recognition of his leadership and unwavering commitment to children at risk, as arranged by Supervisor Burke. (04-0008)

**S-2.11:00 a.m.**

Consideration of report and recommendations by the Director of Children and Family Services and the Chief Probation Officer, in conjunction with Children's Law Center and designated groups, on the feasibility of creating an Education Coordinating Council to address the education needs of foster and probation youth, including a proposed model, and the development of a new Education Unit within the Department of Children and Family Services, or a joint Education Unit between the Departments of Children and Family Services and Probation, as arranged by Supervisors Antonovich and Yaroslavsky. (04-0379)

**THE HONORABLE MICHAEL NASH, PRESIDING JUDGE OF THE JUVENILE COURT, DR. DAVID SANDERS, DIRECTOR OF CHILDREN AND FAMILY SERVICES, RICHARD SHUMSKY, CHIEF PROBATION OFFICER, AND MARIANN KRINSKY, EXECUTIVE DIRECTOR OF THE CHILDREN'S LAW CENTER PRESENTED A VERBAL REPORT ON THE FEASIBILITY OF CREATING AN EDUCATION COORDINATING COUNCIL.**

**THE BOARD OFFICIALLY SUPPORTED THE CREATION OF THE EDUCATION COORDINATING COUNCIL, AND TOOK THE FOLLOWING ACTIONS:**

- 1. DIRECTED THE CHIEF ADMINISTRATIVE OFFICER TO DETERMINE FUNDING NEEDS AND IDENTIFY FUNDING SOURCES FOR THE EDUCATION COORDINATING COUNCIL AND REPORT BACK TO THE BOARD WITHIN 60 DAYS ON THE STATUS;**
- 2. DIRECTED THE DIRECTOR OF CHILDREN AND FAMILY SERVICES AND CHIEF PROBATION OFFICER TO MAKE QUARTERLY REPORTS ON THE PROGRESS OF THE EDUCATION COORDINATING COUNCIL;**
- 3. DIRECTED THE DIRECTOR OF CHILDREN AND FAMILY SERVICES TO MAKE QUARTERLY REPORTS ON THE CREATION, STAFFING AND EFFORTS OF THE NEWLY CREATED EDUCATION UNIT WITHIN THE DEPARTMENT OF CHILDREN AND FAMILY SERVICES; AND**
- 4. DIRECTED THE CHIEF PROBATION OFFICER TO MAKE QUARTERLY REPORTS ON THE PROGRESS OF THE PROPOSED PROBATION**

## EDUCATIONAL TASK FORCE.

**IN ADDITION, SUPERVISOR BURKE REQUESTED THE DIRECTOR OF CHILDREN AND FAMILY SERVICES TO REPORT BACK TO THE BOARD WITHIN 30 DAYS ON WHETHER THE COMPTON PROJECT WILL BE FOLDED INTO THE EDUCATION UNIT OR HOW IT WILL INTERFACE.**

[Video](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

**S-1.** 11:30 a.m.

**Health Department Budget Committee of the Whole/Joint Meeting of the Board of Supervisors:** (Continued from the meeting of 01-13-04 at the request of the Director of Health Services) (04-0294)

Status report by the Director of Health Services on Scenario III of the Department's system redesign plan.

**DR. THOMAS L. GARTHWAITE, DIRECTOR OF HEALTH SERVICES, PRESENTED TO THE BOARD A STATUS REPORT ON SCENARIO III OF THE DEPARTMENT'S SYSTEM REDESIGN PLAN AND AN UPDATE ON THE ISSUES WITH REGARDS TO KING/DREW MEDICAL CENTER, AS DETAILED IN A MEMORANDUM DATED JANUARY 22, 2004. GARY WELLS, FINANCE DIRECTOR AND FRED LEAF, CHIEF OPERATING OFFICER, DEPARTMENT OF HEALTH SERVICES, ALSO ADDRESSED THE BOARD AND RESPONDED TO QUESTIONS POSED BY THE BOARD MEMBERS.**

**THE BOARD TOOK THE FOLLOWING ACTIONS:**

- 1. INSTRUCTED THE DIRECTOR OF HEALTH SERVICES TO VERIFY AND VALIDATE THE NUMBERS THAT WERE PART OF THE REPORT OF THE DEPARTMENT OF HEALTH SERVICES' TASK FORCE ON NEONATAL INTENSIVE CARE, AS WELL ANY ADDITIONAL INFORMATION THAT IS PROVIDED IN RELATION TO REDESIGNATING THE NEONATAL INTENSIVE CARE UNIT AT KING/DREW MEDICAL CENTER (KDMC) FROM A REGIONAL CENTER TO AN INTERMEDIATE CENTER, AND REPORT BACK WITHIN 30 DAYS.**

**IN ADDITION, THE BOARD MADE A FINDING PURSUANT TO GOVERNMENT CODE SECTION 54954.2(B)(2), THAT THERE IS A NEED TO TAKE IMMEDIATE**

**ACTION AND THAT THE NEED FOR ACTION CAME TO THE ATTENTION OF THE BOARD SUBSEQUENT TO THE AGENDA BEING POSTED AS SPECIFIED IN SUBDIVISION (A);**

- 1. REAFFIRMED ITS INTENTION TO CORRECT THE PROBLEMS AT KDMC WITH THE OBJECTIVE OF PRESERVING THE HOSPITAL AND ITS VITAL ROLE IN THE COUNTYWIDE HEALTH CARE DELIVERY SYSTEM;**
- 2. INSTRUCTED THE DIRECTOR OF HEALTH SERVICES TO CONTINUE WITH ITS EFFORTS TO ADDRESS THE PROBLEMS THAT HAVE BEEN IDENTIFIED AT KDMC AND TO ASSURE THAT THE HIGHEST LEVEL OF HEALTHCARE SERVICE BE PROVIDED TO THE COUNTY'S PATIENTS AT THIS AND ALL OTHER COUNTY MEDICAL FACILITIES; AND**
- 3. REASSERTED THAT IT HAS MADE NO PLANS TO CLOSE KDMC.**

[See Supporting Document](#)

[See Supporting Document](#)

[Video](#)

[Video](#)

[Video](#)

[Video](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

## **PUBLIC HEARINGS 1 - 5**

1. Hearing on a proposed annual Law Library fee of \$50.00 to be charged to individual members of the State Bar of California resident in the County for the removal of books and other publications from the Law Library. (03-3572)

**THE BOARD CLOSED THE HEARING AND APPROVED THE PROPOSED ANNUAL LAW LIBRARY FEE OF \$50.00 TO BE CHARGED TO INDIVIDUAL MEMBERS OF THE STATE BAR OF CALIFORNIA RESIDENT IN THE COUNTY FOR THE REMOVAL OF BOOKS AND OTHER PUBLICATIONS FROM THE LAW LIBRARY.**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Unanimously carried

2. Hearing on temporary closure of Poe Parkway between DeFoe Way and the westerly terminus of Poe Parkway, unincorporated area of Stevenson Ranch (5), to through traffic pursuant to the California Vehicle Code Section 21101.4 in order to reduce continual criminal activity. (04-0067)

**THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:**

- 1. ADOPTED A RESOLUTION TO TEMPORARILY CLOSE POE PARKWAY BETWEEN DEFOE WAY AND THE WESTERLY TERMINUS OF POE PARKWAY; AND**
- 2. INSTRUCTED THE DIRECTOR OF PUBLIC WORKS TO POST ADEQUATE SIGNAGE AND TRAFFIC CONTROL TO REASONABLY APPRISE THE PUBLIC AS TO THE NATURE AND EXTENT OF THE CLOSURE OF POE PARKWAY BETWEEN DEFOE WAY AND THE WESTERLY TERMINUS OF POE PARKWAY.**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Unanimously carried



3. Hearing to vacate, with reservations, portions of First, Second and Third Streets, north of Syracuse Ave., unincorporated Acton (5); and find that the vacation is categorically exempt from the provisions of the California Environmental Quality Act. (03-3508)

**THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:**

1. **MADE A FINDING THAT THE PROPOSED VACATION IS CATEGORICALLY EXEMPT FROM THE PROVISIONS OF THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, AND THAT THE PUBLIC CONVENIENCE AND NECESSITY REQUIRE THE RESERVATION AND EXCEPTION OF EASEMENTS AND RIGHTS; AND**
2. **ADOPTED THE RESOLUTION ORDERING THE VACATION WITH RESERVATIONS AND INSTRUCTED THE DIRECTOR OF PUBLIC WORKS TO RECORD SAID RESOLUTION WITH THE REGISTRAR-RECORDER/ COUNTY CLERK.**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Unanimously carried

4. Combined hearing on the following zoning matters and on Mitigated Negative Declaration relating to property located at 27737 Ferguson Dr., Castaic, in the Castaic Canyon Zoned District, petitioned by Robert Chen: (Continued from meeting of 11-25-03) (03-3016)

Zone Change Case No. 97-172-(5), from A-1-7,000 and C-3 to C-3-DP

Conditional Use Permit Case No. 97-172-(5), to authorize the construction, operation and maintenance of a commercial plaza consisting of retail and service facilities

**THE BOARD CLOSED THE HEARING AND TOOK THE FOLLOWING ACTIONS:**

- 1. ADOPTED THE MITIGATED NEGATIVE DECLARATION PREPARED FOR THE PROJECT; CERTIFIED ITS COMPLETION AND DETERMINED THAT THERE IS NO SUBSTANTIAL EVIDENCE THAT THE PROJECT WILL HAVE A SIGNIFICANT IMPACT UPON THE ENVIRONMENT; AND THAT THE NEGATIVE DECLARATION REFLECTS THE INDEPENDENT JUDGMENT AND ANALYSIS OF THE COUNTY;**
- 2. ADOPTED THE MITIGATION MONITORING PROGRAM PREPARED FOR THE PROJECT;**
- 3. MADE A FINDING THAT THE PROPOSED CHANGE OF ZONE IS CONSISTENT WITH THE LOS ANGELES COUNTY GENERAL PLAN; AND FIND THAT THE PUBLIC CONVENIENCE, THE GENERAL PLAN WELFARE AND GOOD ZONING PRACTICE JUSTIFY THE RECOMMENDED CHANGES OF ZONE;**
- 4. INDICATED ITS INTENT TO APPROVE ZONE CHANGE AND CONDITIONAL USE PERMIT CASE NOS. 97-172-(5); AND**
- 5. INSTRUCTED COUNTY COUNSEL TO PREPARE THE NECESSARY ORDINANCE, FINDINGS AND CONDITIONS FOR FINAL APPROVAL.**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Unanimously carried

- 5. Combined hearing on the following zoning matters and Negative Declaration relating to property located at 5235 - 5237 Rosemead Blvd., East San Gabriel Zoned District, petitioned by Everest Investment Group: (03-3555)**

Zone Change Case No. 02-182-(5), from A-1 to R-3-DP

Conditional Use Permit Case No. 02-182-(5), to ensure compliance with requirements of the proposed Development Program Zone

Vesting Tentative Tract Map No. 53942-(5), to create one multi-family lot with 18 attached new condominiums on 0.85 acres

**CONTINUED WITHOUT DISCUSSION TO MARCH 23, 2004.**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: Supervisor Yaroslavsky

Vote: Common Consent

**ADMINISTRATIVE MATTERS**

**BOARD OF SUPERVISORS (Committee of Whole) 6 - 11**

- 6.Recommendation as submitted by Supervisor Knabe: Instruct the Director of Community and Senior Services to prepare a corrective action plan in response to the State Department of Aging's report of its monitoring visit conducted between January 13 and 16, 2003, and to submit a status report to the Board within 30 days. (Continued from meeting of 1-20-04 at the request of Supervisor Molina) (04-0291)

**CARRIED OVER BY OPERATION OF LAW TO THE MEETING OF  
FEBRUARY 3, 2004.**

[See Supporting Document](#)

[Video](#)

[See Final Action](#)

- 7.Recommendation as submitted by Supervisor Antonovich: Support the High Speed Rail Antelope Valley Alignment and the Palmdale Station; and send a letter to the High Speed Rail Authority advising them of the Board's support. (04-0333)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent: None

Vote: Unanimously carried

8. Recommendation as submitted by Supervisor Antonovich: Direct the Directors of Animal Care and Control and Planning and County Counsel to review the State and Federal statues to determine if there are any Federal or State laws that govern the issue for local governments, of service dogs being exempt from the ordinance which limits a person to three dogs; and to review ordinances from other cities and counties to determine how other local jurisdictions deal with this issue, and report back to the Board within 30 days. (04-0332)

### **APPROVED**

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

9. Revised recommendation as submitted by Supervisor Molina: Adopt resolution finding that when someone engages in a pattern of conduct where they hold an excessive number of items week after week it interferes with the orderly course of the meeting; and requesting that the public respect the Board's process and not engage in this pattern of conduct. (04-0162)

### **ADOPTED REVISED RESOLUTION**

[See Final Action](#)

[Video \(Part 1\)](#)

[Video \(Part 2\)](#)

[Video \(Part 3\)](#)

[See Resolution](#)

Absent: None

Vote: No: Supervisor Yaroslavsky and Supervisor Antonovich

10. Recommendation as submitted by Supervisor Molina: Award a Community Development Block Grant (CDBG) reimbursable contract to the Associated League of Mexican-Americans (ALMA) to provide operating expenses for the Family Services Aquatics Program, using \$65,340 in CDBG funds allocated to the First Supervisorial District; and instruct the Executive Director of the Community Development Commission to execute the contract, and any necessary amendments, effective upon execution by all parties through June 30, 2004. (04-0345)

**APPROVED**

[See Supporting Document](#)

[Video](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

11. Recommendation as submitted by Supervisor Burke: Instruct the County's Legislative Advocates in Sacramento to assist in seeking approval of legislative proposals that would enable Los Angeles County to compete directly for Federal Low-Income Home Energy Assistance Program funds. (Continued from meeting of 1-13-04 at the request of Supervisor Burke) (04-0151)

**CONTINUED TWO WEEKS TO FEBRUARY 10, 2004**

[See Supporting Document](#)

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Common Consent

**ADMINISTRATIVE OFFICER (Committee of Whole) 12 - 13**

- 12.** Joint recommendation with the Director of Parks and Recreation: Adopt resolution approving the County's application for \$9,335,000 in grant funds from the Proposition 40 "California Clean Water, Clean Air, Safe Neighborhood Parks, and Coastal Protection Act of 2002," AB 716 Specified Grant Program; authorize the Chief Administrative Officer to file the resolution with the State Department of Parks and Recreation, Office of Grants and take all appropriate actions to execute the grant contracts; and find that action is exempt from the California Environmental Quality Act. (04-0336)

**ADOPTED**

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

- 13.** Recommendation: Declare the week of April 18 through April 24, 2004 as "Volunteer Recognition Week" throughout Los Angeles County; authorize the Chief Administrative Officer to spend \$35,000, currently budgeted for the 22nd Annual Volunteer-of-the-Year 2003 Recognition Awards Ceremony and Luncheon; waive parking fees in amount of \$1,750 at the Music Center garage for all attendees, and request the Music Center to waive fees in amount of \$1,200 for use of the Grand Hall at the Dorothy Chandler Pavilion for the awards luncheon, to be held April 19, 2004. (04-0328)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

**BEACHES AND HARBORS (3 and 4) 14**

- 14. Recommendation:** Find that services can be performed more economically by an independent contractor; award and instruct the Chairman to sign a three-year contract with Grace Building Maintenance Company, Inc., for janitorial services at public buildings in Marina del Rey and Redondo Beach (4), at an annual cost of \$99,802, with authorized additional services to be provided at the rate of \$15.80 worked per hour, effective February 6, 2004, with two one-year extension options that may be exercised at the discretion of the Director. (04-0327)

**APPROVED; ALSO APPROVED AGREEMENT NO. 74748**

[See Supporting Document](#)

Absent: None

Vote: Unanimously carried

**PUBLIC SOCIAL SERVICES (2) 15 - 16**

- 15. Recommendation:** Find that services can be performed more economically by an independent contractor; award and instruct the Chairman to sign contract with PDQ Personnel Services, Inc., at an estimated three-year cost of \$3,605,528, to provide Terminal Operator Services for the Statewide Fingerprint Imaging System, effective January 1, 2004 or the day after Board approval, whichever is later, through December 31, 2006. (Continued from meetings of 12-16-03, 1-6-04 and 1-13-04 at the request of the Director) (03-3449)

**CONTINUED AGREEMENT NO. 74793 TO MARCH 30, 2004; AND EXTENDED THE CURRENT CONTRACT WITH PDQ PERSONNEL SERVICES, INC. TO MARCH 30, 2004, UNDER THE EXISTING TERMS AND CONDITIONS TO ALLOW THE RESOLUTION OF A LEGAL ISSUE WHICH HAS ARISEN REGARDING THE PDQ'S CONTRACT RENEWAL.**

[See Supporting Document](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

- 16. Joint recommendation with the Chief Information Officer: Approve and instruct the Chairman to sign amendment to agreement with Unisys Corporation to increase the total maximum contract sum by \$15,481,887 from \$180,893,588 to \$196,375,475, financed using \$4,845,817 in State and Federal revenue and \$796,070 in net County cost for Fiscal Year 2003-04, and \$8,451,576 in State and Federal revenue and \$1,388,424 in net County cost for Fiscal Year 2004-05, to increase the number of monthly Maintenance and/or Enhancement hours from 4,000 to 8,000, for the timely implementation of modifications and enhancements to the LEADER software arising from County, State and Federal mandates; establish a new fixed hourly rate of \$123; and amend the terms pursuant to which Unisys may employ subcontractors to provide services and support during the remainder of the agreement and any extended term. Also consideration of Supervisor Molina's amendment to instruct the Director, within the next 60 days, to conduct an assessment in all district offices to identify the causes for the time delays and implement a training program to improve response times; and to provide a monthly status report on the outcomes of staff trainings. (Continued from the meeting of 01-20-04 at the request of the Board) (04-0135)**

**APPROVED THE DIRECTOR OF PUBLIC SOCIAL SERVICES' JOINT RECOMMENDATION WITH THE CHIEF INFORMATION OFFICER; ALSO APPROVED AGREEMENT NO. 68587, SUPPLEMENT 8; AND INSTRUCTED THE DIRECTOR OF PUBLIC SOCIAL SERVICES TO TAKE THE FOLLOWING ACTIONS:**

- 1. WORK WITH THE CHIEF INFORMATION OFFICER DURING THE NEXT SIX MONTHS TO DETERMINE AN ACCEPTABLE STANDARD FOR ELIGIBILITY DETERMINATION/BENEFITS CALCULATIONS (ED/BC) RESPONSE TIME DURING PEAK HOURS;**
- 2. AMEND THE LEADER AGREEMENT AT THE END OF THE SIX MONTH PERIOD TO INCLUDE THE REVISED RESPONSE TIMES AND THAT THE STANDARDS BE SUBJECT TO THE PENALTIES IDENTIFIED WITHIN THE AGREEMENT SHOULD THEY NOT BE ACHIEVED; AND**
- 3. RETURN TO THE BOARD, AT THE END OF THE SIX MONTH PERIOD, WITH AN OVERALL ASSESSMENT OF LEADER'S ABILITY TO MEET THE RESPONSE TIMES OBJECTIVES ESTABLISHED, AND TO REQUEST THE BOARD TO AUTHORIZE CONTINUED USAGE OF THE 8,000 HOURS PER MONTH FOR THE MODIFICATION AND/OR ENHANCEMENT HOURS.**



[See Supporting Document](#)

[See Final Action](#)

[Video \(Part 1\)](#)

[Video \(Part 2\)](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

### **ORDINANCE FOR ADOPTION 17**

17. Ordinance for adoption amending the County Code, Title 6 - Salaries, by adding and changing one classification and number of ordinance positions in the Departments of Auditor-Controller and Chief Information Office. (04-0300)

**ADOPTED ORDINANCE NO. 2004-0008; THIS ORDINANCE SHALL TAKE EFFECT FEBRUARY 26, 2004**

[See Supporting Document](#)

[See Final Action](#)

Absent: None

Vote: Unanimously carried

### **MISCELLANEOUS**

18. Additions to the agenda requested by Board members and the Chief Administrative Officer, which were posted more than 72 hours in advance of the meeting, as indicated on the green supplemental agenda.

**18-A.** Recommendation as submitted by Supervisor Antonovich: Send a letter to Department Heads with the Registrar-Recorder/County Clerk's report on the outcome of departmental participation for the October 7, 2003 and November 4, 2003 elections, urging their increased efforts to loan departmental staff to the Registrar-Recorder/County Clerk for all future elections, particularly the March 2, 2004 and November 2, 2004 elections, in compliance with their Management Appraisal and Performance Plan (MAPP) goals; also instruct each Department Head to establish a goal in their performance plan to increase over time the percentage of management and departmental employees participating in the County Employee Pollworker Program; instruct the Registrar-Recorder/County Clerk to work with the Chief Administrative Officer's Public Affairs Division on the preparation of a 1 to 2 minute public service announcement to air before the weekly telecast of the Board of Supervisors' meetings on KLCS to promote recruiting volunteers in the County Employee Pollworker Program, Student Pollworker Program, Corporate Pollworker Program and other targeted pollworker groups 90 days before each election; and approve the following related actions: (04-0384)

Instruct the Registrar-Recorder/County Clerk to immediately begin to collect and compile various statistics after every election beginning with 2002;

Instruct the Registrar-Recorder/County Clerk to prepare a statistical report within 60 days following each election over a three-year period and submit copies to each Board Office, the Chief Administrative Officer and Department Heads;

Instruct each Department Head, the Chief Administrative Officer and staff of the Board Offices to utilize the statistical report to determine if departmental percentages of County Pollworker Program participation is being increased over time as part of annual Department Head evaluations;

Instruct the Registrar-Recorder/County Clerk to develop a recognition program to honor departments and MAPP managers with the highest employee participation levels and highest percentage increase over time of County Pollworkers Program participation.

**CONTINUED ONE WEEK TO FEBRUARY 3, 2004**

[See Supporting Document](#)

[Video \(Part 1\)](#)

[Video \(Part 2\)](#)

[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Common Consent

**18-B.** Recommendation as submitted by Supervisor Antonovich: Appeal the Regional Planning Commission's final action on Vesting Tentative Tract Map No. 53138-(5), a proposed 388-unit subdivision relating to the Deer Lake Project, in the unincorporated area of Chatsworth; initiate a call for review relating to Conditional Use Permit and Oak Tree Permit Nos. 99-239-(5); direct the Director of Planning to transmit the necessary information to the Executive Officer at the earliest possible date; and direct the Executive Officer of the Board to set the matter for public hearing at the earliest opportunity. (04-0381)

**THE BOARD TOOK THE FOLLOWING ACTIONS:**

- 1. APPEALED THE REGIONAL PLANNING COMMISSION'S FINAL ACTION ON VESTING TENTATIVE TRACT MAP CASE NO. 53138-(5), A PROPOSED 388-UNIT SUBDIVISION RELATING TO THE DEAR LAKE PROJECT IN THE UNINCORPORATED AREA OF CHATSWORTH;**
- 2. INITIATED A CALL FOR REVIEW OF THE REGIONAL PLANNING COMMISSION'S FINAL ACTION ON CONDITIONAL USE PERMIT AND OAK TREE PERMIT CASE NOS. 99-239-(5);**
- 3. DIRECTED THE DIRECTOR OF PLANNING TO TRANSMIT THE NECESSARY DOCUMENTATION RELATIVE TO THE DEAR LAKE PROJECT TO THE EXECUTIVE OFFICER OF THE BOARD; AND**
- 4. DIRECTED THE EXECUTIVE OFFICER OF THE BOARD TO SET THE MATTER FOR PUBLIC HEARING AT THE EARLIEST OPPORTUNITY.**

[See Supporting Document](#)  
[Video](#)  
[See Final Action](#)

Absent: Supervisor Yaroslavsky

Vote: Unanimously carried

**18-C.** Recommendation as submitted by Supervisor Antonovich: Direct the Director of Health Services and the Chief Administrative Officer to report back to the Board within one week with a timeline and steps to be taken to complete the renegotiations for the medical school affiliation agreements with UCLA and USC. (04-0383)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent:

None

Vote:

Unanimously carried

**18-D.** Recommendation as submitted by Supervisor Antonovich: Proclaim February 6, 2004 as "President Ronald Reagan Day" throughout Los Angeles County in recognition of his 93rd birthday. (04-0352)

**APPROVED**

[Supporting Document](#)

[See Final Action](#)

Absent:

Supervisor Yaroslavsky

Vote:

Unanimously carried

**18-E.** Recommendation as submitted by Supervisor Antonovich: Reduce parking fee to \$4 per vehicle, excluding the cost of liability insurance, at the Music Center garage and County Parking Lot 26 for runners and walkers in the 19th Annual Los Angeles Marathon, to be held March 7, 2004. (04-0351)

**APPROVED**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent:

None

Vote:

Abstentions: Supervisor Burke

**18-F.** Recommendation as submitted by Supervisor Burke: Authorize the Director of Parks and Recreation to accept a donation of services from NIKE, Inc., valued at approximately \$100,000, to renovate the outdoor basketball court facilities at George Washington Carver Park; also authorize the Director of Parks and Recreation to enter into a donation agreement with NIKE, Inc. to include placement of the Nike logo on the courts and to accept these services; and send a letter of appreciation to NIKE, Inc. for its donation and continued support of recreational youth programming throughout Los Angeles County. (04-0382)

**APPROVED AS REVISED TO AUTHORIZE THE DEPARTMENT OF PARKS AND RECREATION TO ENTER INTO A DONATION AGREEMENT WITH NIKE, INC. TO ALSO INCLUDE USE OF THE BASKETBALL COURTS FOR UP TO FOUR WEEKENDS EACH YEAR WITHOUT CHARGE.**

[See Supporting Document](#)

[See Final Action](#)

[Video](#)

Absent:

None

Vote:

Unanimously carried

**19.** Items not on the posted agenda, to be presented and (if requested) referred to staff or placed on the agenda for action at a future meeting of the Board, or matters requiring immediate action because of an emergency situation or where the need to take immediate action came to the attention of the Board subsequent to the posting of the agenda.

**19-A.** The Board made a finding pursuant to Government Code Section 54954.2(b)(2), that there is a need to take immediate action and that the need for action came to the attention of the Board subsequent to the agenda being posted as specified in subdivision (a); and on motion of Supervisor Antonovich, the Board instructed the Executive Officer of the Board to send a five-signature letter to the Federal Emergency Management Agency (FEMA); and provide copies to Senator Dianne Feinstein, Senator Barbara Boxer, and Congressman David Dreier, requesting that FEMA take immediate measures to expedite Individual Assistance grants for temporary living assistance for Palmer Canyon residents. (04-0402)

[Video](#)

[See Supporting Document](#)

[See Final Action](#)

Absent:

None

Vote: Unanimously carried

**19-B Introduced for discussion and placed on the agenda of February 3, 2004 for consideration:**

Recommendation as submitted by Supervisor Antonovich: Endorse Proposition 57, The Economic Recovery Bond Act and Proposition 58, The California Balanced Budget Act on the State's March 2, 2004 ballot, which would authorize issuance of a one-time Economic Recovery Bond of up to \$15 billion to deal with the State's accumulated General Fund deficit, but only if Proposition 58 is also approved by the voters which would require enactment of a balanced budget in which General Fund expenditures do not exceed revenues, allow the Governor to proclaim a fiscal emergency in specified circumstances and submit proposed legislation to address the fiscal emergency, require the Legislature to suspend other action if it has not acted to address the emergency within 45 days, establish a budget reserve, provide that Proposition 57 is for a single object or work, and prohibit future deficit bonds.  
(04-0411)

**22.** Opportunity for members of the public to address the Board on items of interest that are within the subject matter jurisdiction of the Board.

**REVEREND JOYCE ANN GAINES ADDRESSED THE BOARD. (04-0394)**

[Video](#)

**23.** On motions duly seconded and unanimously carried, the meeting was adjourned in memory of the following persons:

**Supervisor Molina**

Bill Chavez

**Supervisor Burke and All Board Members**

Tereso DeLaTorre

Gerardo Rosales

**Supervisor Burke**

Ray Kovitz

Lew Oy Toy

**Supervisor Yaroslavsky and All Board Members**

Tasker Edmiston

**Supervisor Yaroslavsky**

Jodi Curlee

Sandy Elster  
Edward Wahl

**Supervisor Knabe and All Board Members**

Mike Cusumano

**Supervisor Knabe**

Jayne Espinoza  
Winston Flood  
Fred Hancock  
Daniel Hennessy  
Peter Weber  
Paul W. Willberg  
Loyd Wood

**Supervisors Antonovich and Yaroslavsky**

Marvin Greene

**Supervisor Antonovich**

McArthur "Mac" Byrd  
Sadye L. Cohen  
Rose Greitzer  
Raymond Peterman  
Stjepan Petravich  
Bernard Punsly, M.D.  
Charles Dennis Reese  
Noel Toy Young (04-0397)

Noel Toy Young (04-0397)

**CLOSING 24**

24. Open Session adjourned to Closed Session at 1:50 p.m. following Board Order No. 23 to:

**CS-1.**

Confer with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9:

Susan Rodde, et al. v. Diana Bonta, County of Los Angeles et al., United States District Court, Central District of California, Case No. CV 03 1580

Harris et al. v. Board of Supervisors et al., Los Angeles Superior Court Case No. BS 08 1860; United States District Court Case No. CV 03 2008

Union of American Physicians and Dentists, et al. v. County of Los Angeles, et al.,

Los Angeles Superior Court Case No. BS 083 853

**These lawsuits challenge the closure of Rancho Los Amigos National Rehabilitation Center and High Desert Hospital, and alleged curtailments at LAC+USC Medical Center and MLK/Drew Medical Center. (03-1392)**

**CS-2.**

Confer with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9:

Cemex, Inc. v County of Los Angeles, United States District Court Case No. CV 02 00747 (CAS)

**This is a lawsuit challenging the County's denial of a permit to mine sand and gravel in the Soledad Canyon area. (03-3118)**

**CS-3.**

Confer with legal counsel on the following existing litigation, pursuant to subdivision (a) of Government Code Section 54956.9:

Terry Anderson, et al. v. Thomas L. Garthwaite, M.D. et al., Los Angeles Superior Court Case No. BS 086 042 (03-3038)

**CS-4.**

Confer with legal counsel regarding initiation of litigation (one case), pursuant to subdivision (c) of Government Code Section 54956.9. (04-0105)

**CS-5.**

Confer with legal counsel regarding initiation of litigation (one case), pursuant to subdivision (c) of Government Code Section 54956.9. (04-0344)

**CS-6.**

Confer with legal counsel regarding significant exposure to litigation (three cases), pursuant to subdivision (b) of Government Code Section 54956.9. (04-0122)

**CS-7.**

Confer with legal counsel regarding significant exposure to litigation (twelve cases), pursuant to subdivision (b) of Government Code Section 54956.9. (04-0152)

**CS-8.**

Confer with legal counsel regarding significant exposure to litigation (seven cases), pursuant to subdivision (b) of Government Code Section 54956.9. (04-0306))

**CS-9.**

Confer with labor negotiators, Chief Administrative Officer David E. Janssen and designated staff, pursuant to Government Code Section 54957.6:



Employee Organization(s) for represented employees: The Coalition of County Unions, AFL-CIO; Local 660, SEIU, AFL-CIO; Union of American Physicians and Dentists; Guild For Professional Pharmacists; Peace Officers Counsel of California; Association of Public Defender Investigators; and Los Angeles County Association of Environmental Health Specialists; and

Unrepresented employees (all) (03-2515)

**CS-10.**

Consider Department Head performance evaluations, pursuant to Government Code Section 54957. (03-2917)

Closed Session convened at 1:58 p.m. Present were Supervisors Yvonne Brathwaite Burke, Zev Yaroslavsky, Michael D. Antonovich, and Gloria Molina, Chair Pro Tem, presiding. Absent was Supervisor Don Knabe.

Closed Session adjourned at 3:55 p.m. Present were Supervisors Yvonne Brathwaite Burke, Zev Yaroslavsky, Michael D. Antonovich, and Gloria Molina, Chair Pro Tem presiding. Absent was Supervisor Don Knabe.

By common consent and there being no objection, the Board of Supervisors of the County of Los Angeles, and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts, adjourned its meeting following Board Order No. 23 at 3:55 p.m. The next regular meeting of the Board will be Tuesday, February 3, 2004, at 9:30 a.m. (04-0398)

The foregoing is a fair statement of the proceedings of the meeting held January 27, 2004, by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts.

Violet Varona-Lukens, Executive Officer  
Executive Officer-Clerk  
of the Board of Supervisors